

- SUBJECT:** Repealing local filing for business assumed name certificate
- COMMITTEE:** Business and Industry — favorable, without amendment
- VOTE:** 8 ayes — Martinez Fischer, Darby, Beckley, Collier, Landgraf, Moody, Patterson, Shine
- 0 nays
- 1 absent — Parker
- WITNESSES:** For — Daryl Robertson, Mike Tankersley, and Stephen Tarry, Texas Business Law Foundation; (*Registered, but did not testify*: Karen Neeley, Independent Bankers Association of Texas; John McCord, National Federation of Independent Business; Sandy Hoy, Texas Apartment Association; John Kuhl, Chuck Mains, and Val Perkins, Texas Business Law Foundation; Lorna Wassdorf)
- Against — None
- On — (*Registered, but did not testify*: Carmen Flores, Texas Secretary of State)
- BACKGROUND:** Business and Commerce Code ch. 71, subch. C requires business entities that regularly conduct business or render professional services in the state under an assumed name to file an assumed name certificate with the secretary of state and the county clerk in the county where the entity's principal office or principal place of business is located.
- It has been suggested that the local filing requirement is unnecessary because assumed name certificates filed at the state level are available to the public online.
- DIGEST:** HB 3609 would eliminate the requirement for business entities operating under an assumed name to file an assumed name certificate in the applicable county clerk's office.

The bill would take effect September 1, 2019.